

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0056/P4dn  
RNK:eev:rs

May 14, 2013

Please review the changes in this draft to ensure that they meet your intent. In particular, please note the following:

1. I have revised the definition of an "off-highway vehicle" to incorporate the information provided by John Schnorr from the Wisconsin Off-Highway Vehicle Association. According to that information, an OHV must have a seven-inch ground clearance. I have also incorporated the concept that an OHV must be a vehicle that is designed for use off of a highway, regardless of whether it is also designed for use on a highway. I made this change so that vehicles that are not designed for recreational use would not fall within the definition of an OHV. Please let me know if this revised definition is satisfactory.
2. As instructed, this redraft authorizes DNR to provide aids to local governments and the federal government for OHV projects. These aids are funded from the same general fund appropriation by which most of the other program costs are funded.
3. This redraft also allows a person to operate a Class B off-highway vehicle on the roadway portion of a highway in limited circumstances. The language in this redraft is based on similar language in s. 23.33 (4) (d) 1. to 4., stats. I did not include language about operation on a roadway similar to the language in s. 23.33 (4) (d) 5. to 7., stats., because I do not think those provisions are applicable to OHVs. Do you agree?

Please feel free to contact me if you have any questions about this draft.

Robin N. Kite  
Senior Legislative Attorney  
Phone: (608) 266-7291  
E-mail: robin.kite@legis.wisconsin.gov